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PATENT APPLICATION
09/835,003



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Subhasis Ojha et al.
Serial No.: 09/835,003
Filing Date: April 13, 2001
Title: High Availability Planning and Scheduling Architecture

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Willie Jiles

Willie Jiles

Date: December 9, 2004

Information Disclosure Statement

Applicants respectfully request, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified patent application. Copies of all references are enclosed for the convenience of the Examiner. No representation is made that a search has been made, that these references are material to the patentability of the present application, or that these references qualify as prior art.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. § 1.97(b).

Applicants believe no fees are due. However, the Commissioner is hereby authorized to charge any fee and/or credit any overpayment to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,
BAKER BOTTS L.L.P.



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Date: December 9, 2004

Correspondence Address:

Customer Number:

05073



PTO-144 Information Disclosure Citation in an Application	Application No. 09/835,003	Applicant(s) Subhasis Ojha et al.	
	Docket Number 020431.0864	Group Art Unit Unknown	Filing Date April 13, 2001

U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	4,209,845	06/24/1980	Berger et al.	364	900	01/25/1977
	B	4,611,280	09/09/1986	Lindermann	364	300	03/12/1984
	C	4,611,310	09/09/1986	Durbin	365	230	09/23/1982
	D	4,737,910	04/12/1998	Kimbrow	364	403	10/15/1985
	E	4,827,423	05/02/1989	Bealsey et al.	364	468	05/26/1987
	F	4,992,940	02/12/1991	Dworkin	364	401	03/13/1989
	G	5,041,972	08/20/1991	Frost	364	401	04/15/1988
	H	5,089,970	02/18/1992	Lee et al.	364	468	10/05/1989
	I	5,101,352	03/31/1992	Rembert	364	401	06/29/1989
	J	5,128,861	07/07/1992	Kagami et al.	364	403	11/28/1989
	K	5,148,370	09/15/1992	Litt et al.	364	468	06/26/1991
	L	5,175,857	12/29/1992	Inoue	395	800	12/28/1992
	M	5,216,612	06/01/1993	Cornett et al.	364	468	07/16/1990
	N	5,218,700	06/08/1993	Beechick	395	700	01/30/1990
	O	5,233,533	08/03/1993	Edstrom et al.	364	468	12/19/1989
	P	5,237,496	08/17/1993	Kagami et al.	364	401	03/24/1992
	Q	5,280,425	01/18/1994	Hogge	364	402	07/26/1989
	R	5,303,144	04/12/1994	Kawashima et al.	364	401	12/03/1990
	S	5,305,199	04/19/1994	LoBiondo et al.	364	403	10/28/1992
	T	5,321,833	06/14/1994	Chang et al.	395	600	08/29/1990
	U	5,343,388	08/30/1994	Wedelin	364	402	10/29/1993
	V	5,369,570	11/29/1994	Parad	364	401	11/14/1991

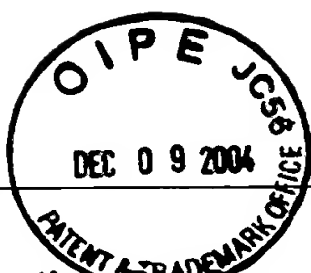
FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

NON-PATENT DOCUMENTS

		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
EXAMINER		DATE CONSIDERED	

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PTO-1449 Information Disclosure Citation in an Application	Application No. 09/835,003	Applicant(s) Subhasis Ojha et al.	
	Docket Number 020431.0864	Group Art Unit Unknown	Filing Date April 13, 2001

U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	5,440,479	08/08/1995	Hutton	364	401	03/22/1994
	B	5,570,291	10/29/1996	Dudle et al.	364	268.01	08/31/1994
	C	5,594,639	01/14/1997	Atsumi	364	468.14	06/30/1993
	D	5,630,070	05/13/1997	Dietrich et al.	395	208	08/16/1993
	E	5,712,985	01/27/1998	Lee et al.	395	207	10/13/1995
	F	5,712,989	01/27/1998	Johnson et al.	395	228	04/02/1993
	G	5,715,444	02/03/1998	Danish et al.	395	604	10/14/1994
	H	5,734,890	03/31/1998	Case et al	395	605	08/22/1995
	I	5,758,329	05/26/1998	Wojcik et al.	705	28	06/07/1995
	J	5,765,143	06/09/1998	Sheldon et al.	705	28	03/10/1995
	K	5,809,144	09/15/1998	Sirbu et al.	380	25	08/24/1995
	L	5,826,260	10/20/1998	Byrd Jr., et al.	707	5	12/11/1995
	M	5,845,258	12/01/1998	Kennedy	705	8	06/16/1995
	N	5,873,076	02/16/1999	Barr et al.	707	3	08/15/1995
	O	5,918,213	06/29/1999	Bernard et al.	705	26	12/22/1995
	P	5,946,210	08/31/1999	Montminy et al.	364	468.03	04/19/1996
	Q	5,960,414	09/28/1999	Rand et al.	705	28	11/25/1997
	R	5,963,920	10/05/1999	Rose et al.	705	28	06/19/1997
	S	5,963,953	10/05/1999	Cram et al.	707	102	03/30/1998
	T	5,970,474	10/19/1999	LeRoy et al.	705	27	04/24/1997
	U	5,979,757	11/09/1999	Tracy et al.	235	383	12/20/1996
	V	5,995,947	11/30/1999	Fraser et al.	705	38	09/12/1997
	W	5,999,908	12/07/1999	Abelow	705	1	09/19/1997
	X	6,009,406	12/28/1999	Nick	705	10	12/05/1997
	Y	6,009,407	12/28/1999	Garg	705	10	02/27/1998
	Z	6,012,041	01/04/2000	Brewer et al.	705	28	02/28/1997

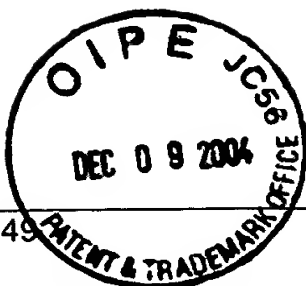
FOREIGN PATENT DOCUMENTS

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	Docket Number 020431.0864	Group Art Unit Unknown	Filing Date April 13, 2001

U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	6,012,051	01/04/2000	Sammon, Jr. et al.	706	52	02/06/1997
	B	6,016,504	01/18/2000	Arnold et al.	709	200	08/28/1996
	C	6,035,305	03/07/2000	Strevey et al.	707	104	08/29/1997
	D	6,049,777	04/11/2000	Sheena et al.	705	10	03/14/1997
	E	6,055,519	04/25/2000	Kennedy et al.	705	80	10/11/1997
	F	6,064,980	05/16/2000	Jacobi et al.	705	26	03/17/1998
	G	6,085,165	07/04/2000	Ulwick	705	7	12/11/1996
	H	6,085,170	07/04/2000	Tsukuda	705	26	11/21/1997
	I	6,167,380	12/26/2000	Kennedy et al.	705	10	02/18/1997
	J	6,167,383	12/26/2000	Henson	705	26	09/22/1998
	K	6,188,989	02/13/2001	Kennedy	705	8	06/16/1995
	L	6,195,652	02/27/2001	Fish	707	2	10/28/1999
	M	6,249,774	06/19/2001	Roden et al.	705	28	02/23/1999
	N	6,226,652	05/01/2001	Percival	707	203	09/05/1997
	O	6,321,133	11/20/2001	Smirnov et al.	700	100	12/04/1998
	P	6,324,522	11/27/2001	Peterson et al.	705	28	09/15/1998
	Q	6,405,308	06/11/2002	Gupta et al.	713	1	10/03/1998
	R	6,463,345	10/08/2002	Peachy-Kountz et al.	700	99	01/04/1999
	S	6,484,165	11/19/2002	Beall et al.	707	3	08/02/2001
	T	6,505,172	07/07/2003	Johnson et al.	705	27	03/22/2000
	U	6,519,648	02/11/2003	Eyal	709	231	06/11/2000
	V	6,567,820	05/20/2003	Scheifler et al.	707	103	11/21/2000
	W	6,601,043	07/29/2003	Purcell	705	26	06/26/2000

FOREIGN PATENT DOCUMENTS

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NON-PATENT DOCUMENTS

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PTO-14 Information Disclosure Citation in an Application	Application No. 09/835,003	Applicant(s) Subhasis Ojha et al.	
	Docket Number 020431.0864	Group Art Unit Unknown	Filing Date April 13, 2001

U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A	2001/0047285	11/29/2001	Borders	705	8	03/16/2001
	B	2001/0044769	11/22/2001	Chavez	705	37	03/02/2001
	C	2002/0013721	01/31/2002	Dabbieri et al.	705	7	05/21/2001
	D	2002/0019761	02/14/2002	Lidlow	705	10	01/11/2001
	E	2002/0049622	04/25/2002	Lettich et al.	705	7	04/26/2001
	F	2002/0029168	03/07/2002	McConnell Jr., et al.	705	26	01/02/2001
	G	2002/0082931	06/27/2002	Siegel et al.	705	26	12/21/2000

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	H	EP 0 025 405	05/19/1980	European				X
	I	EP 0 231 552	12/22/1986	European	G06F	7/24	X	
	J	EP 0 425 405	05/02/1991	European	G06F	15/24	X	
	K	EP 0 463,616	06/26/1991	European	G06F	15/21	X	
	L	EP 0 466 090	07/09/1991	European	G06F	15/21	X	
	M	EP 0 466 089	07/09/1991	European	G06F	15/12	X	
	N	EP 0 615 198	09/14/1994	European	G06F	15/21	X	
	O	WO 00/17795	03/30/2000	World Patent	G06F	17/60	X	
	P	GB 2 293 902	04/10/1996	Great Britain	G05B	19/418	X	

NON-PATENT DOCUMENTS

		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
	Q	Allen, "Supply Chain Management Software, May 1998, University of Texas, Austin http://esallen.home.mindspring.com/erp.SCH.htm	05/1998
	R	Available to Promise (ATP) http://sandbox.aiss.uiuc.edu/oracle/nca/mrp.atp.htm	Unknown
	S	Anonymous, "Concentra and i2 Technologies to Integrate Sales Configuration with Global Supply Chain Management; Project Configuration Recognized as Critical...", Business Wire, October 10, 1995 (2 pages)	10/10/1995
	T	Anonymous, MRP upstaged "One Trend in the Software Industry is that the Top Enterprise-Resource-Planning Software Companies are Outright Supplanting the Core Planning functions of their manufacturing-resource planning: MRP III, Industry Week, v. 246, n. 3, February 3, 1997, 3 pages	02/03/1997
	U	Anonymous, "Intelligent Manufacturing Report", Intelligent Manufacturing, Vol. 1, No. 3, 3 pages, March 1995	03/1995
	V	carmax.com, webpages dated prior to 3/2/01 retrieved from archive.org, 10 pages	Unknown
	W	Cavallaro, Dialog file 621 (Gale Group New Prod. Annou. (R)), No. 1007808, "New Para Research MRP II System Adapts Itself to your Business", PR Newswire, 4 pages	08/13/1995
	X	Castagna, "A Model for Evaluating Manufacturing System Time by Performances," Integrated Manufacturing System, vol. 3, no. 3, pp. 15-21, 1992	1992
	Y	Davis, "Tough Customers," Manufacturing Systems, Wheaton, 6 pages	11/1994

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U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
	A						
	B						
	C						
	D						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

NON-PATENT DOCUMENTS

		DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
	E	Funaki, et al., "Method and System for Production Planning Transaction," JP02001331693A, EAST Version 1.03.0002, 58 pages	04/09/2002
	F	Foxlow "Knowledge-Based Manufacturing: The Key to Recover", Logistics Information Management vol. 7, no. 4, pp. 23-26, 1994	1994
	G	Greene, "MRP II: Out with the Old . . . ; Available: Real-Time EDI, Multiplant Functions, More; MRP II Software Systems; How to Negotiate the Right Price," Computerworld, Framingham, 7 pages	06/08/1992
	H	Hammel, et al, y chain," Production and Inventory Management Journal, Second Quarter, Duns: 00-912-2532, ISSN 08978336, 9 pages, http://proquest.umi.com/pqdweb?TS=989416...&Fmt=3&Sid=9&Idx=28&deli=1&RQT=309&Dtp=1 ,	1993 Printed out 05/09/01
	I	Jasany, "Cut Costs with Integrated Software" Automation, Oct. 1987, Vol. 34, No. 10, Page 62	10/1987
	J	Morton, "The uses of time," The Economist, London, V. 330, Issue 7853, 4 pages	03/05/1994
	K	McClelland "Using Simulation to Facilitate Analysis of Manufacturing Strategy, Journal of Business Logistics, Vol. 13, no. 1, pp. 215-237	1992
	L	McClutcheon et al. "The Customization-Responsiveness Squeeze," Sloan Management Review, vol. 35, no. 2, pp. 89-99, Wint. 1994	Winter 1994
	M	Parker, "Demand Management and Beyond Supplement pp. 2A-14A, June 1996	June 1996
	N	Parker, "What New Tools will Best Save Time, Manufacturing Systems, Wheaton, Vol. 12, Issue 1, 6 Pages	November 1991
	O	Rhodes, Dusty, "The Keys to the Enterprise: Integrated Applications Drive Information Systems to New Horizons," HP Professional, vol. 5, no. 11, pp. 44-46, November 1991	06/11/1990
	P	Smith, Frank, "Dun & Bradstreet Software Delivers Sales and Promotion System Manufacturer," Business Wire, s 1, p.1, June 11, 1990	1998
	Q	SAP Annual Report - 1998, SAP Ag. http://www.sap-ag.de/company/investor/reports/ar_onlin/1998/init_e.asp	1998
	R	Unknown, "Rhythm," a series of i2 Technologies' web pages, http://web.archive.org/web/19980526040159/http://www.i2.com/ , 23 pages	April 23, 1998

EXAMINER

DATE CONSIDERED

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